

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

IN CLERK'S OFFICE  
U.S. DISTRICT COURT  
★ AUG 30 2005 ★

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LOCAL UNION NO. 1964, INTERNATIONAL :  
LONGSHOREMEN'S ASSOCIATION, AFL-CIO :  
and LOCAL 1964, ILA, HEALTH AND :  
INSURANCE FUND, :  
:

Plaintiffs, :  
:

vs. :  
:

CONFIDENCE MANAGEMENT SYSTEMS, INC., :  
:

Defendant. :  
-----X

P.M. \_\_\_\_\_  
TIME A.M. \_\_\_\_\_

Civil Action No. 04-CV-4758 (ARR)

STIPULATION OF DISMISSAL  
WITHOUT PREJUDICE

It is hereby stipulated and agreed by and among the parties to the above-captioned action that the matter should be dismissed without prejudice. The parties further agree that the Court should retain jurisdiction to vacate this Order and to re-open the action for entry of judgment upon cause shown that the defendant defaulted on the settlement agreement.

Dated: New York, New York  
8/29/05, 2005

GLEASON & MATHEWS, P.C.

By:

John P. Sheridan  
John P. Sheridan [JS-9127]  
26 Broadway, 17<sup>th</sup> Floor  
New York, New York 10004  
(212) 425-3240  
[jsheridan@gm10004.com](mailto:jsheridan@gm10004.com)

*Attorneys for Plaintiff*

EPSTEIN BECKER & GREEN, P.C.

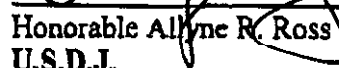
By:

Steven M. Lanno  
Steven M. Lanno [SL-0370]  
250 Park Avenue  
New York, New York 10177  
(212) 351-4658

*Attorneys for Defendant*

**So Ordered**

Date: 8/29/05

  
Honorable Allyn R. Ross  
U.S.D.J.